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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER

PILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/812,994 0 4 2004 03/31/2004

Amo J. Bleeker

1857.2810000

26111

STERNE, KESSLER COLDSTEIN & FOX PLLC

1100 NEW YORK AVENUE, N.W.

WASHINGTON, DC 20005

**CONFIRMATION NO. 6412** 

**FORMALITIES LETTER** 

\*OC000000012907807\*

Date Mailed: 06/09/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

08/05/2004 SMINASS1 00000094 10812994

01 FC:1001 770.00 OP 02 FC:1051 130.00 OP Filing Date Granted

## **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$986 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$86
  - \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

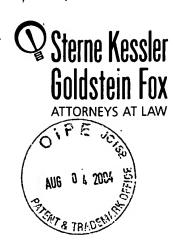
Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

**Customer Service Center** 

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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\*Admitted only in Maryland \*Admitted only in Virginia •Practice Limited to Federal Agencies

August 4, 2004

WRITER'S DIRECT NUMBER: (202) 772-8645 INTERNET ADDRESS: JASONE@SKGF.COM

Mail Stop Missing Parts

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Patent Application

Appl. No. 10/812,994; Filed: March 31, 2004

Lithographic Apparatus and Device Manufacturing Method

Inventor:

Arno J. Bleeker

Our Ref:

1857.2810000

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated June 9, 2004, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. PTO Fee Transmittal Form PTO/SB/17;
- 2. Copy of the Notice to File Missing Parts;
- 3. Original Declaration, executed by the inventor;
- 4. An original executed Power of Attorney from Assignee;
- 5. Statement Under 37 C.F.R. § 3.73(b) with copy of Assignment attached;
- 6. Return postcard; and
- 7. PTO-2038 Credit Card Payment Form for \$900.00 to cover: \$ 770.00 Filing Fee for Patent Application (37 C.F.R. § 1.16); \$ 130.00 Surcharge for late filing fee or Declaration (37 C.F.R. § 1.16).

Applicant has not paid for the asserted additional independent claim over 3 because applicant has filed only 3 independent claims. The applicant request that the USPTO review the claims and contact us if they do not agree.

Commissioner for Patents August 4, 2004 Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jason D. Eisenberg

Attorney for Applicant Registration No. 43,447

JDE/lvt Enclosures

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Under Inde			i, no persons are requi			o a col	ection (	Approved for use through 07/31/2006. OMB 0 nd Trademark Office; U.S. DEPARTMENT OF CO of information unless it displays a valid OMB contro  Complete if Known	MMERCE	
PATENT 8 T		_	Application Number Filing Date			· · · · · · · · · · · · · · · · · · ·	March 31, 2004			
	2004	ľ	First Named Inventor				Arno J. Bleeker			
Effectiv	ject to annual revision.		Examiner Name			To Be Assigned				
Applicar	ee 37 CFR 1.27			Art Unit 2851						
TOTAL AMOUNT OF PAYMENT (\$) 900.00					Attorney Docket No.				$\overline{}$	
METH	all that apply)		FEE CALCULATION (continued)							
Check X Credit card Money Order None  X *Charge any deficiencies or credit any overpayments in Deposit Account: the fees to Deposit Acct. No. 19-0036.  Deposit Account Number Deposit Account Number Charge is authorized to: (check all that apply)  Charge fee(s) indicated below Credit any overpayments  Charge any additional fee(s) or any underpayment of fee(s)  Charge fee(s) indicated below, except for the filing fee or the above-identified deposit account.				Large Fee Code 1051 1052 1053 1812 1804	(\$) 130 50 130 2,520 920°	Fee Code 2051 2052 1053 1812 1804 1805	Fee (\$) 65 25 130 2,520 920* 1,840*	Fee Description  Surcharge - late filing fee or oath Surcharge - late provisional filing fee or cover sheet Non-English specification For filing a request for ex parte reexamination Requesting publication of SIR prior to Examiner action Requesting publication of SIR after Examiner action	e Paid 130.00	
arge Entity S Fee Fee	ILING FEE	Fee Description  Utility filing fee Design filing fee Plant filing fee Reissue filing fe	Fee Paid		420 950 1,480 2,010 330 330	2251 2252 2253 2254 2255 2401 2402 2403	165	Extension for reply within first month  Extension for reply within second month  Extension for reply within third month  Extension for reply within fourth month  Extension for reply within fifth month  Notice of Appeal  Filing a brief in support of an appeal  Request for oral hearing		
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1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	L
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	L
SUBTOTAL (1) (\$) 770.00	1452	110	2452	55	Petition to revive - unavoidable	L
<u></u>		1,330	2453	665	Petition to revive - unintentional	L
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,330	2501	665	Utility issue fee (or reissue)	L
Extra Claims below Fee Paid	1502	480	2502	240	Design issue fee	L
Total Claims 14 - 20 **= 0 X 18 = 0	1503	640	2503	320	Plant issue fee	L
Independent 3 - 3 **= 0 X 86 = 0	1460	130	1460	130	Petitions to the Commissioner	L
Multiple Dependent	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	L
Large Entity   Small Entity Fee   Fe	1806	180	1806	180	Submission of Information Disclosure Strnt	L
Code (\$) Code (\$)	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	L
1202 18 2202 9 Claims in excess of 20	1809	770	2809	385	Filing a submission after final rejection	Г
1201 86 2201 43 Independent claims in excess of 3					(37 ČFR 1.129(a))	$\vdash$
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be	L
4004 00 2004 40 ** Poissus independent eleims	1				examined (37 CFR 1.129(b))	г

\* Reissue independent claims

\*\* Reissue claims in excess of 20

and over original patent

over original patent

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SUBTOTAL (2) \*Reduced by Basic Filing Fee Paid 130.00 SUBTOTAL (3) \*\*or number previously paid, if greater; For Reissues, see above (Complete (if applicable)) SUBMITTED BY Registration No. Name (Print/Type) Telephone (202) 371-2600 43,447 Jason D. Eisenberg 40.6 Signature

1801 770

Other fee (specify)

1802

2801

900 1802

385 Request for Continued Examination (RCE)

Request for expedited examination

of a design application

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.